IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO.450 OF 1971

Government of Gujrat .. Plaintiff

vs

Alcock Ashdown & Co Ltd

(In Liquidation) .. Defendants

Mr O.Coutinho i.b D.C.Gomes for Plff

Mr Benedicta Ribo i/b Mulla & Mulla for Deft no.1

Mr P.G.Rao Dy.O.L. present.

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CORAM: D.G.KARNIK, J

DATE: 30th June, 2005

P.C.

1. By an order dated 9th June 2005 the plaintiff was directed to file the affidavit of the first witness on or before 23rd June 2005. At the plaintiff's request time was extended by a week. Till today affidavit of witnesses is not filed. No witness is present in court on behalf of the plaintiff. Learned counsel for the plaintiff

states that necessary documents have also not been handed over by the plaintiff and he has no instructions. No other duly instructed counsel is also present in court. Suit is of the plaintiff is therefore dismissed under order 9 Rule 8 of the Code of Civil Procedure.

D.G.KARNIK, J